

ORDINANCE NO. 24-11

AN ORDINANCE VACATING A PORTION OF AN ALLEY IN THE CITY OF WEST LAFAYETTE, INDIANA

WHEREAS, that portion of the Alley ("Alley") to be vacated is approximately fourteen (14) feet in width and the legal description is marked as Exhibit "A, Page 1" attached hereto and made a part hereof;

WHEREAS, the "Alley" to be vacated is located between and contiguous with Lots in Spaulding's Plat of West Lafayette, Indiana with Key Numbers 164-02000-0353, 164-02000-0364, 164-02000-0386, 164-02000-0419, 164-02000-0672, 164-02000-0067, 164-02000-0078, 164-02000-0090, 164-02000-0397, 164-02000-0089, 164-02000-0056 in the City of West Lafayette, Indiana, together with any public easements therein, as shown in a drawing prepared by The Schneider Corporation, marked as Exhibit "A, Page 2", attached hereto and incorporated herein;

WHEREAS, the contiguous property to said area to be vacated is the property of the abutting landowners, Jamesen Family, LLC (Jamesen), Purdue Research Foundation (PRF), Ross-Ade Foundation (Ross), Purdue Employees Federal Credit Union (PEFCU);

WHEREAS, PRF, petitioner for the vacation of the "Alley", has compiled with the provisions of the Indiana Code; and

WHEREAS, PRF, petitioner for the vacation of the "Alley" requests that the title to the Street be transferred equally to the abovementioned abutting landowners.

NOW THEREFORE, BE IT ORDAINED by the Common Council of the City of West Lafayette that:

Section 1: The "Alley", which is approximately fourteen (14) feet in width and running between and contiguous with Lots in Spaulding's Plat of West Lafayette, Indiana with Key Numbers 164-02000-0353, 164-02000-0364, 164-02000-0386, 164-02000-0419, 164-02000-0672, 164-02000-0067, 164-02000-0078, 164-02000-0090, 164-02000-0397, 164-02000-0089, 164-02000-0056 in the City of West Lafayette, Indiana, together with any public easements therein, as shown as Exhibit "A, Page 1" and "A, Page 2" is hereby vacated.

Section 2: The "Street" as described in Exhibit "A, Page 1" and "A, Page 2" is hereby conveyed equally to the abutting landowners, Jamesen, PRF, PEFCU and Ross.

Section 3. This ordinance shall be in full force and effect from and after its passage and signing by the Mayor.

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

Judith C. Rhodes, Clerk-Treasurer

Prepared by: The Schneider Corporation

**EXHIBIT 'A'**Land Description

Part of a 14-foot wide northwest-southeast alley bounded by the northeast lines of Lot 32, Lot 33, Lot 34, Lot 35, Lot 36, and part of Lot 37, the southwest lines of Lot 26, Lot 29 and Lot 30, the southwest line of a 15-foot wide north-south vacated alley and the southwest line of a dedicated alley, all in Spaulding's Plat of West Lafayette, the plat of which is recorded at Deed Record 85, Page 178 in the Office of the Recorder of Tippecanoe County, Indiana (hereinafter referred to as "Spaulding's Plat"), described as follows:

Beginning at the north corner of Lot 32 in Spaulding's Plat; thence South 39 degrees 15 minutes 50 seconds East (bearings based on an ALTA/ACSM Land Title Survey prepared by the Schneider Corporation and recorded at Record #201111008497) along the northeast lines of Lot 32, Lot 33, Lot 34, Lot 35, Lot 36, and Lot 37 in Spaulding's Plat a distance of 341.17 feet to the west corner of a portion of an alley vacated per Ordinance #12-58 recorded at Record #91-0959; thence North 51 degrees 24 minutes 33 seconds East along the northwest line of said land a distance of 14.00 feet to the north corner of said land; thence North 39 degrees 15 minutes 50 seconds West along the southwest line of Lot 26 in Spaulding's Plat, the southwest line of an alley dedicated per Miscellaneous Record 85, Page 224, the southwest line of a 15 foot wide north-south alley in Spaulding's Plat (vacated per Ordinance #10-50 recorded in Deed Book 164, Page 376) and the southwest lines of Lot 30 and Lot 29 in Spaulding's Plat a distance of 336.08 feet to a south line of Garfield Street; thence North 88 degrees 48 minutes 38 seconds West along said south line a distance of 7.95 feet to a southeast corner of Garfield Street; thence South 51 degrees 24 minutes 15 seconds West along a southeast line of Garfield Street a distance of 7.95 feet to the Point of Beginning, containing 0.11 acre, more or less.

ALSO an alley dedicated per Miscellaneous Record 85, Page 224 described as follows:

A part of Lot 26 in the subdivision known as "Spaulding's Plat of West Lafayette", as shown on the plat thereof, recorded in Deed Record 85, page 178, in the Office of the Recorder of Tippecanoe County, and described as follows:

Beginning at a point on the east line of Lot 26 eighty six and two tenths (86.2) feet north of the south corner of said lot and running thence westerly parallel with the north line of said lot, seventy one and sixteen hundredths (71.16) feet to the easterly right-of-way line of a 14.00 foot public alley; thence northwesterly along said right-of-way line, twenty three and forty three hundredths (23.43) feet; thence S 63° 32' 00" E, nine and nine hundredths (9.09) feet; thence easterly parallel with the north line of said lot, seventy seven and seventy-two hundredths (77.72) feet to the east line of said lot; thence south along said east line, fourteen (14.00) feet to the place of beginning; containing 1086.25 square feet, more or less.

Prepared by:

Mark S. Hennessey
Registered Land Surveyor #LS20300038
July 27, 2011



Revised August 9, 2011 (Add additional alley description)
Revised August 11, 2011 (Land description title)

